



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of:

George A. Neuman et al.

Serial No. 09/057,677

Filed: April 9, 1998

For: COMPOUNDS AND COMPOSITIONS FOR
COATING GLASS WITH SILICON OXIDE

: PATENT APPLICATION

: Group Art Unit: 1755

: Examiner: D. Brunzman

: Atty. Docket No. 1048D2

TERMINAL DISCLAIMER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Your petitioner, PPG INDUSTRIES OHIO, INC., a corporation of the State of Delaware, having a place of business at Cleveland, County of Cuyahoga and State of Ohio, represents as follows:

That it is the Assignee of the entire right, title and interest in and to United States Application Serial No. 09/057,677, filed April 9, 1998, for "COMPOUNDS AND COMPOSITIONS FOR COATING GLASS WITH SILICON OXIDE";

That the assignment conveying to it the entire right, title and interest in said Application Serial No. 09/057,677, filed April 9, 1998, was recorded in the United States Patent and Trademark Office on February 9, 1999, at Reel 9737, Frame 0591;

That your petitioner, PPG INDUSTRIES OHIO, INC., hereby disclaims the terminal part of any patent granted on the Application Serial No. 09/057,677, filed April 9, 1998, which would extend beyond the term of U.S. Patent No. 5,356,718;

That your petitioner does not disclaim any terminal part of any patent granted on said Application Serial No. 09/057,677, filed April 9, 1998, prior to date of the full statutory term of U.S. Patent No. 5,356,718, in the event that hereafter said U.S. Patent No. 5,356,718 expires by failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a reexamination certificate, is reissued, or is

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otherwise terminated prior to expiration of its full statutory term, except for separation of legal title stated below;

That your petitioner, PPG INDUSTRIES OHIO, INC., hereby agrees that any patents granted on the Application Serial No. 09/057,677 shall be enforceable only for and during such period that the legal title to any such patent and U.S. Patent No. 5,356,718 shall be the same;

That your petitioner, PPG INDUSTRIES OHIO, INC., hereby agrees that this agreement is to run with any patent granted on the above-identified Application Serial No. 09/057,677 and U.S. Patent No. 5,356,718, and to be binding upon any grantee, its successors, or assigns.

WHEREFORE, your petitioner, PPG INDUSTRIES OHIO, INC., prays that this TERMINAL DISCLAIMER be made of record in the file of this Application Serial No. 09/057,677, filed April 9, 1998, and further that this TERMINAL DISCLAIMER be given due effect under 37 CFR 1.321.

Please charge the cost of filing this TERMINAL DISCLAIMER, One Hundred Ten Dollars (\$110.00) or such other fee as is appropriate, to our Deposit Account No. 16-2025. An additional copy this document is enclosed.

Respectfully submitted,

DONALD C. LEPIANE
Registration No. 25,996
Attorney of Record


(412) 434-2936

Pittsburgh, Pennsylvania
February 28, 2001